Application Serial No. 10/814,696

Art Unit: 3733

<u>REMARKS</u>

Claims 1-37 are currently pending in the application. The Examiner has required an election under 35 U.S.C. § 121 of one of the following inventions:

Group I:

Claims 1-11, drawn to an adjustable tool, classified in class

606, subclass 104;

Group II:

Claims 12-29, drawn to a bone fastener system, classified in

class 606, subclass 72; and

Group III:

Claims 30-37, drawn to a method of installing a fastener,

classified in class 606, subclass 60.

The Examiner contends that the inventions of the above Groups are distinct, each from the other.

In order to be fully responsive, Applicants hereby elect the invention of Group I, pending claims 1-11, d drawn to an adjustable tool, classified in class 606, subclass 104. Applicants respectfully reserve the right to pursue the invention of the nonelected groups, as originally claimed, in one or more divisional applications.

An early and favorable action is respectfully requested.

Applicants requests that the Examiner call Fritz Klantschi at (212) 326-3419 if any questions or issues remain.

Respectfully submitted,

Date:

March 21, 2006

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